

Bylaw: municipal capital facility (Durham Art Gallery)

THE CORPORATION OF THE MUNICIPALITY OF WEST GREY
BY-LAW NUMBER 7 - 2013

Being a By-Law to amend By-law 67-2010 to enter into a municipal capital facility agreement on the premises owned and operated by the Durham Curling Club.

WHEREAS:

(a) Subsection 110 (1) of the Municipal Act, S.O. 2001 c. 25, as amended (hereinafter called "the Act") provides that the council of a municipality may enter into agreements for the provision of "municipal capital facilities" by any person and Ontario Regulation 603/06 as amended by Ontario Regulation 88/10 provides that such an agreement can be entered into for a municipal capital facility used for the provision of recreational services (section 2 paragraph 16 of Ontario Regulation 603/06);

(b) The existing curling club and premises operated by the Durham Curling Club exist for the provision of recreational services.

NOW THEREFORE BE IT RESOLVED THAT THE COUNCIL OF THE MUNICIPALITY OF WEST GREY HEREBY ENACTS AS FOLLOWS:


1. THAT, the Municipality of West Grey hereby amends the municipal capital facility agreement with the Durham Curling Club, pursuant to subsection 110 (1) of the Municipal Act S.O. 2001, c.25, as per Schedule "A" attached to and hereby forming part of By-law 67-2010 by deleting the following Sections:

7. If the lands are no longer used for the provision of recreational services for the benefit of the public, West Grey may at its discretion determine to remove the tax exemption status implemented pursuant to paragraph 4 herein.
8. If the Curling Club ceases to operate for a period of two years then ownership of the municipal capital facility, including the lands where it is situated, will revert to West Grey.

2. Upon the passing of this by-law, the clerk shall give written notice of the by-law to the Minister of Education pursuant to subsection 110 (5) of the Act.

Read a first and second time this 21st day of January, 2013.

Read a third time and finally passed this 21st day of January, 2013.



Kevin Eccles, Mayor



Christine Robinson, CAO

